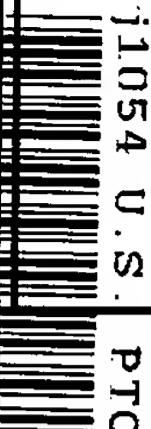
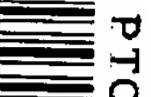


12-21-01

10/17/21

 	UTILITY PATENT APPLICATION TRANSMITTAL (Large Entity) <i>(Only for new nonprovisional applications under 37 CFR 1.53(b))</i>	Docket No. DP-300227 Total Pages in this Submission 39
	TO THE ASSISTANT COMMISSIONER FOR PATENTS Box Patent Application Washington, D.C. 20231	
Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled: AN EXHAUST CONTROL DEVICE AND METHOD FOR MANUFACTURE THEREOF		
and invented by: Michael R. Foster, et al.		 1036 U.S. PTO 10/024108 12/17/01
If a CONTINUATION APPLICATION , check appropriate box and supply the requisite information: <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input checked="" type="checkbox"/> Continuation-in-part (CIP) of prior application No.: <u>09/518,573</u> Which is a: <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No.: Which is a: <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No.: Enclosed are: <div style="text-align: center;">Application Elements</div> <ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> Filing fee as calculated and transmitted as described below 2. <input checked="" type="checkbox"/> Specification having <u>19</u> pages and including the following: <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> Descriptive Title of the Invention b. <input checked="" type="checkbox"/> Cross References to Related Applications (<i>if applicable</i>) c. <input type="checkbox"/> Statement Regarding Federally-sponsored Research/Development (<i>if applicable</i>) d. <input type="checkbox"/> Reference to Microfiche Appendix (<i>if applicable</i>) e. <input checked="" type="checkbox"/> Background of the Invention f. <input checked="" type="checkbox"/> Brief Summary of the Invention g. <input checked="" type="checkbox"/> Brief Description of the Drawings (<i>if drawings filed</i>) h. <input checked="" type="checkbox"/> Detailed Description i. <input checked="" type="checkbox"/> Claim(s) as Classified Below j. <input checked="" type="checkbox"/> Abstract of the Disclosure 		

UTILITY PATENT APPLICATION TRANSMITTAL (Large Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.
DP-300227

Total Pages in this Submission
39

Application Elements (Continued)

3. Drawing(s) (*when necessary as prescribed by 35 USC 113*)
 - a. Formal Number of Sheets _____ 8
 - b. Informal Number of Sheets _____
4. Oath or Declaration
 - a. Newly executed (*original or copy*) Unexecuted
 - b. Copy from a prior application (37 CFR 1.63(d)) (*for continuation/divisional application only*)
 - c. With Power of Attorney Without Power of Attorney
 - d. **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application,
see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. Incorporation By Reference (*usable if Box 4b is checked*)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. Computer Program in Microfiche (*Appendix*)
7. Nucleotide and/or Amino Acid Sequence Submission (*if applicable, all must be included*)
 - a. Paper Copy
 - b. Computer Readable Copy (*identical to computer copy*)
 - c. Statement Verifying Identical Paper and Computer Readable Copy

Accompanying Application Parts

8. Assignment Papers (*cover sheet & document(s)*)
9. 37 CFR 3.73(B) Statement (*when there is an assignee*)
10. English Translation Document (*if applicable*)
11. Information Disclosure Statement/PTO-1449 Copies of IDS Citations
12. Preliminary Amendment
13. Acknowledgment postcard
14. Certificate of Mailing

First Class Express Mail (*Specify Label No.:* EL 914109149 US)

UTILITY PATENT APPLICATION TRANSMITTAL
(Large Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.
DP-300227

Total Pages in this Submission
39

Accompanying Application Parts (Continued)

15. Certified Copy of Priority Document(s) (*if foreign priority is claimed*)

16. Additional Enclosures (*please identify below*):

Change of Correspondence Address

Request That Application Not Be Published Pursuant To 35 U.S.C. 122(b)(2)

17. Pursuant to 35 U.S.C. 122(b)(2), Applicant hereby requests that this patent application not be published pursuant to 35 U.S.C. 122(b)(1). Applicant hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing of the application.

Warning

An applicant who makes a request not to publish, but who subsequently files in a foreign country or under a multilateral international agreement specified in 35 U.S.C. 122(b)(2)(B)(i), must notify the Director of such filing not later than 45 days after the date of the filing of such foreign or international application. A failure of the applicant to provide such notice within the prescribed period shall result in the application being regarded as abandoned, unless it is shown to the satisfaction of the Director that the delay in submitting the notice was unintentional.

UTILITY PATENT APPLICATION TRANSMITTAL
(Large Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.
DP-300227

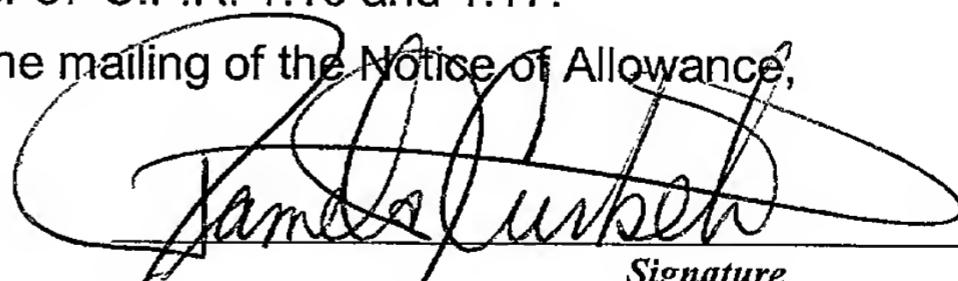
Total Pages in this Submission
39

Fee Calculation and Transmittal

CLAIMS AS FILED

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	34	- 20 =	14	x \$18.00	\$252.00
Indep. Claims	3	- 3 =	0	x \$84.00	\$0.00
Multiple Dependent Claims (check if applicable)	<input type="checkbox"/>				
					\$0.00
					BASIC FEE \$740.00
OTHER FEE (specify purpose)					\$0.00
					TOTAL FILING FEE \$992.00

- A check in the amount of _____ to cover the filing fee is enclosed.
- The Commissioner is hereby authorized to charge and credit Deposit Account No. 50-0831 as described below. A duplicate copy of this sheet is enclosed.
- Charge the amount of \$992.00 as filing fee.
- Credit any overpayment.
- Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
- Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).



Pamela J. Curbelo
Signature

Dated: December 17, 2001

Pamela J. Curbelo
Registration No. 34,676



23413

PATENT TRADEMARK OFFICE

CC:

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s): Michael R. Foster, et al.

Docket No.

DP-300227

Serial No.

Filing Date

Examiner

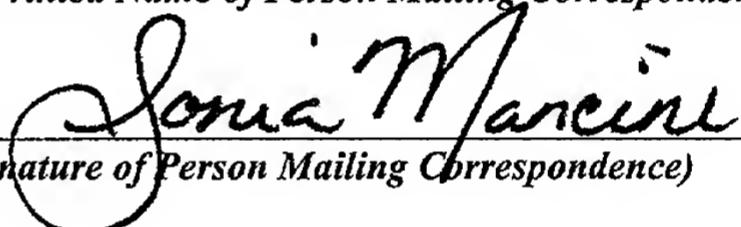
Group Art Unit

Invention: **AN EXHAUST CONTROL DEVICE AND METHOD FOR MANUFACTURE THEREOF**

I hereby certify that the following correspondence:

FORMAL UTILITY PATENT APPLICATION*(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under
37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231 on

December 17, 2001*(Date)*Sonia Mancini*(Typed or Printed Name of Person Mailing Correspondence)*
*(Signature of Person Mailing Correspondence)*EL 914109149 US*("Express Mail" Mailing Label Number)*

Note: Each paper must have its own certificate of mailing.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

CHANGE OF CORRESPONDENCE ADDRESS

Application

Address to:
Assistant Commissioner for Patents
Washington, D.C. 20231

Application Number	
Filing Date	December 17, 2001
First Named Inventor	Michael R. Foster
Group Art Unit	
Examiner Name	
Attorney Docket Number	DP-300227

Please change the Correspondence Address for the above-identified application to:

Customer Number

Type Customer Number here

Place Customer
Number Bar Code
Label here

OR

<input checked="" type="checkbox"/> Firm or Individual Name	Vincent A. Cichosz				
Address	DELPHI TECHNOLOGIES, INC.				
Address	1450 West Long Lake				
City	Troy	State	MI	ZIP	48098
Country	USA				
Telephone	(248) 267-5555	Fax			

This form cannot be used to change the data associated with a Customer Number. To change the data associated with an existing Customer Number use "Request for Customer Number Data Change" (PTO/SB/124).

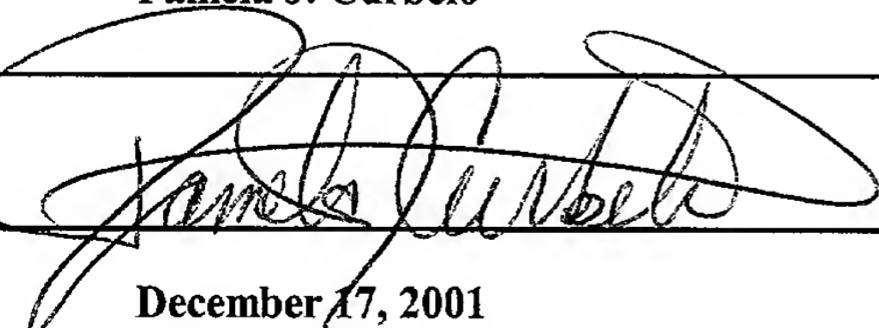
I am the :

- Applicant/Inventor.
- Assignee of record of the entire interest.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
- Attorney or Agent of record.
- Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number 34,676

Typed or Printed Name

Pamela J. Curbelo

Signature



Date

December 17, 2001

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

*Total of 1 forms are submitted.

Burden Hour Statement: This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.